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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

08/04/00  
JC490 U.S. PTO

jc784 U.S. PTO  
09/631907  
08/04/00

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|---|---|---|
| In re the application of  | ) | Prior Application Examiner: <i>J. Yasko</i>   |
| <i>Brett W. Cryer</i>   | ) | Prior Application Group Art Unit: 3763  |
| For: <b>INTRAVASCULAR CATHETER<br/>WITH EXPANDED DISTAL TIP</b> | ) | Divisional Classification: 604/523  |
| Serial No.: <i>Not Yet Assigned</i>                             | ) | Status of Parent Application: <i>Allowed</i>  |
| Filed: <i>Concurrent</i>  | ) | <b><u>REQUEST FOR FILING A DIVISIONAL<br/>APPLICATION UNDER 37 C.F.R. §<br/>1.53(b)</u></b> |
| Docket No.: 22965-3831  | ) |   |

*3/12/00*  
*10/20/00*

Express Mail Label No.: EL 332-375-949 US  
Mailed in Palo Alto, CA on: August 4, 2000

BOX PATENT APPLICATION  
Assistant Commissioner of Patents  
Washington, D.C. 20231

Sir:

This is a request for filing a divisional application under 37 C.F.R. § 1.53(b), of pending prior application Serial No. 09/010,380, of Brett W. Cryer, for **INTRAVASCULAR CATHETER WITH EXPANDED DISTAL TIP**, filed on January 21, 1998.

1. Enclosed is a true copy of the prior complete application as filed, including the specification (including claims), drawings, oath or declaration showing the signature or an indication it was signed, and any amendments referred to in the oath or declaration filed to complete the prior application.
2. This application discloses and claims only subject matter disclosed in the prior application whose particulars are set out above. With respect to the prior copending U.S. application from which this application claims benefit under 35 U.S.C. § 120, the inventor(s) in this application is (are):

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/ X / The same as those named in the prior application.

/ \_ / Less than those named in the prior application and it is requested that the following inventors identified above for the prior application be deleted:

3. / X / The filing fees are to be calculated on the claims as filed in the prior application and the claims remaining as a result of the:

/ X / Amendment below;

/ \_ / Attached Preliminary Amendment.

| Description        | Claims   | Extra | Rate | Fee Code | Fee    |
|--------------------|----------|-------|------|----------|--------|
| Basic Filing Fee   |          |       |      | 101      | \$690. |
| Independent Claims | 1 - 3 =  | 0 x   | \$78 | 102      | \$0.   |
| Total Claims       | 6 - 20 = | 0 x   | \$18 | 103      | \$ 0.  |

Total Filing Fee ..... \$690.00

4. Please cancel in this application claims 7-13 as originally filed in the parent application.

5. Payment of Filing Fees:

/ X / A check in the amount of \$690.00 is enclosed herewith.

/ X / The Commissioner is authorized to charge any additional fees and to credit any overpayment of fees which may be required under 37 C.F.R. §1.16 and §1.17, to Deposit Account No. 08-1641, referencing Docket No. 22965-3831. A duplicate copy of this paper is attached.

6. Please amend the specification by inserting before the first line, This application is a continuation of copending application Serial No. 09/010,380, of Brett W. Cryer, for **INTRAVASCULAR CATHETER WITH EXPANDED DISTAL TIP**, filed on January 21, 1998; incorporated herein by reference in its entirety.

7. The prior application is assigned of record to: **Advanced Cardiovascular Systems, Inc.**

8. The power of attorney in the prior application is to: **Edward Lynch.**  
/ X / The power appears in the original papers in the prior application.  
/ \_ / A Power of Attorney and Revocation of Prior Powers is enclosed.

9. Please address all future correspondence to:

**Edward J. Lynch  
Heller Ehrman White & McAuliffe  
525 University Avenue, Suite 1100  
Palo Alto, CA 94301-1900**

10. Documents enclosed:

- / X / Copy of prior complete application as filed including the specification (15 pages including the cover sheet), claims (3 pages), and abstract (1 page); 2 sheets of drawings; the signed Declaration and Power of Attorney (2); and Assignment (4). Plus, new Assignment filed on September 21, 1998.  
/ X / Associate Power of Attorney.  
/ X / 2 sheets of Formal Drawings.  
/ X / Information Disclosure Statement (1 page), PTO-1449 Form (2 pages).  
/ X / Check in the amount of \$690.00.  
/ X / Return Receipt Postcard – (2).

Respectfully submitted,

By: Soodabeh Tronson  
Soodabeh Tronson  
Attorney for Applicants  
Registration No. 41,354

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